IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.B.KOSHY
&
THE HONOURABLE MR. JUSTICE T.R.RAMACHANDRAN NAIR

THURSDAY, THE 8TH FEBRUARY 2007 / 19TH MAGHA 1928

WP(C).No. 32455 of 2006(L)

PETITIONER:

BIJU SAMUEL,
NEDIYAVILA HARDWARES, PANAVELI,
VETTIKKAVALA, KOTTARAKKARA.

BY ADV. SRI.P.B.SURESH KUMAR
SRI.K.P.SUJESHKUMAR

RESPONDENTS:
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1. STATE OF KERALA,
REPRESENTED BY THE CHIEF SECRETARY,
GOVERNMENT SECRETARIAT, THIRUVANANTHAPURAM.

2. THE CIRCLE INSPECTOR OF POLICE,
KOTTARAKKARA, KOLLAM.

3. THE SUB INSPECTOR OF POLICE,
KOTTARAKKARA, KOLLAM.

4. GOPI,
CONVENOR, CITU, BINDU BHAVAN, ERANOOR,
PANAVELI P.O., VETTIKKAVALA, KOLLAM.

5. RAVEENDRAN,
CONVENOR, UTUC, CHARUVILA THAZHETHIL,
PANAVELI P.O., VETTIKKAVALA, KOLLAM.

6. PODIMON,
CONVENOR, INTUC, PARANKIMAMUKATHIL,
PANAVELI P.O., VETTIKKAVALA, KOLLAM.

7. VASU,
CONVENOR, KTUC, VINOD BHAVAN,
PANAVELI P.O., VETTIKKAVALA, KOLLAM.

ADDL.R8. DISTRICT LABOUR OFFICER,
KOLLAM.

ADDL.R9. ASSISTANT LABOUR OFFICER,
KOTTARAKKARA.

(ADDL.R8 AND R9 ARE IMPLEADED VIDE ORDER DT.16.1.2007 IN I.A.830/07)

BY ADV. SRI.B.MOHANLAL FOR R4 TO R6
GOVERNMENT PLEADER SRI.P.A.SALIM

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 08/02/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WPC NO.32455/2006

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1: TRUE COPY OF THE LICENCE ISSUED TO THE PETITIONER BY THE VETTIKKAVALA GRAMA PANCHAYAT.

EXT.P2: TRUE COPY OF THE COMPLAINT SUBMITTED BY THE PETITIONER TO THE THIRD RESPONDENT DATED 4/12/2006.

EXHIBITS OF R4

EXHIBIT R4(a): THE TRUE COPY OF THE IDENTITY CARD ISSUED BY THE ASSISTANT LABOUR OFFICER, KOTTARAKKARA VIDE REGISTRATION NO.02/05/33/92 TO THE 4TH RESPONDENT.

EXHIBIT R4(b): THE TRUE COPY OF THE AGREEMENT DATED 3/1/05, ENTERED INTO BETWEEN THE PETITIONER AND THE RESPONDENTS 4 TO 6 AND OTHERS.

EXHIBIT R4(c): THE TRUE COPY OF THE AGREEMENT DATED 24/11/06 ENTERED INTO BETWEEN THE PETITIONER AND THE RESPONDENTS 4 TO 6 AND OTHERS.

//TRUE COPY//

P.A. TO JUDGE

J.B.KOSHY & T.R.RAMACHANDRAN NAIR, JJ.

W.P.(C).NO.32455 OF 2006 (L)

Dated this the 6th day of February, 2007

J U D G M E N T

KOSHY,J.

This is a petition for police protection. Already an interim order of protection was granted on 7.12.2006. The above interim order dated 7.12.2006 is made absolute without prejudice to the rights of the workers or unions in approaching the labour authorities as per the Head load worker's Act. With the above observations this writ petition is disposed of.

J.B.KOSHY, JUDGE

T.R.RAMACHANDRAN NAIR, JUDGE

prp

J.B.KOSHY & K.P.BALACHANDRAN, JJ.

O.P.NO. OF 2006 ()

J U D G M E N T

1th January, 2007